



IFW 2638

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Sang-Min BAE et al.                      Group Art Unit: 2638  
Serial No.: 09/986,216                      Docket: 678-764 (P9994)  
Filed: October 22, 2001                      Dated: January 3, 2006  
For: **APPARATUS AND METHOD FOR DETERMINING A DATA RATE  
OF PACKET DATA IN A MOBILE COMMUNICATION SYSTEM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant's continuing duty of disclosure, it is respectfully requested that the references listed in the attached form PTO-1449 be considered by the Examiner and made of record in the above-identified application. A copy of each reference is attached hereto.

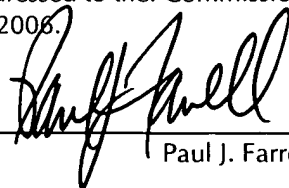
The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 3, 2006.

Dated: January 3, 2006

  
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Paul J. Farrell

The listed items were cited by the Japanese Patent Office in a counterpart application, namely Appln. No. 2002-536738. A copy of the Japanese Office Action dated October 4, 2005 is attached hereto.

The filing of this Supplemental Information Disclosure Statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

**CERTIFICATION UNDER 37 C.F.R. §1.97(e)(2)**

Applicant submits that each item of information contained in the Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application no more than three months prior to the filing of the Statement.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Farrell", is written over the printed name.

Paul J. Farrell  
Reg. No. 33,494  
Attorney for Applicant

**DILWORTH & BARRESE, LLP**  
333 Earle Ovington Blvd.  
Uniondale, NY 11553  
(516) 228-8484  
(516) 228-8516

Form PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 678-764	SERIAL NO. 09/986,216
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		APPLICANT Sang-Min BAE et al.	
		FILING DATE October 22, 2001	GROUP ART UNIT 2638

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		WO 00/04728	1/27/2000	PCT			X	
		WO 00/32007	6/2/2000	PCT			X	

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)			

EXAMINER	DATE CONSIDERED
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\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.